

No. 16-1313

No. 16-1383

**IN THE UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

---

UNITED STATES POSTAL SERVICE,  
*Petitioner,*

v.

NATIONAL LABOR RELATIONS BOARD,  
*Respondent,*

and

AMERICAN POSTAL WORKERS UNION, AFL-CIO,  
*Intervenor*

---

**UNOPPOSED MOTION TO EXTEND BRIEFING SCHEDULE**

NOW COMES the United States Postal Service (“Postal Service”), Petitioner in the above-captioned case (docketed as case number 16-1313), and moves that the current briefing schedule in these consolidated cases be extended by thirty (30) days. In support of this motion, the Postal Service makes the following showing:

1. The Postal Service’s opening brief currently is due Wednesday, February 22, 2017.
2. The parties to these consolidated cases are actively engaged in settlement discussions and need additional time to finalize the settlement.

3. The Postal Service, the National Labor Relations Board, and Intervenor all agree that a thirty (30) day extension is warranted and appropriate.

WHEREFORE, the Postal Service respectfully requests that the briefing schedule be extended by thirty (30) days, that the date for the Postal Service to file its opening brief be extended to March 24, 2017, and that all other dates be adjusted accordingly.

Respectfully submitted,

/s/Stephan J. Boardman

STEPHAN J. BOARDMAN\*

Chief Counsel, Appellate Litigation

United States Postal Service

475 L'Enfant Plaza, SW

Washington, D.C. 20260-1127

(202) 268-7114

(202) 268-4997(facsimile)

[Stephan.J.Boardman@usps.gov](mailto:Stephan.J.Boardman@usps.gov)

\* *Counsel of Record*

/s/ Michelle Windmueller

MICHELLE WINDMUELLER

Appellate Counsel

United States Postal Service

475 L'Enfant Plaza, SW

Washington, D.C. 20260-1149

(202) 268-2064

(202) 268-6279 (facsimile)

[Michelle.A.Windmueller@usps.gov](mailto:Michelle.A.Windmueller@usps.gov)

*Attorneys for the United States Postal Service*

February 17, 2017

**CERTIFICATE OF SERVICE**

I hereby certify that on February 17, 2017, I caused a copy of the foregoing Unopposed Motion to Extend Briefing Schedule to be filed in the CM/ECF system. All participants are registered as ECF filers, and will be served by the CM/ECF system.

/s/Michelle Windmueller  
MICHELLE WINDMUELLER

**CERTIFICATE OF COMPLIANCE WITH TYPE-VOLUME LIMIT,  
TYPEFACE REQUIREMENTS, AND TYPE-STYLE REQUIREMENTS**

In accordance with the requirements of Fed. R. App. P. 32(g)(1), the United States Postal Service hereby submits a certificate of compliance for its Unopposed Motion to Extend Briefing Schedule (“document”).

1. The document complies with the type-volume limit of Fed. R. App. P. 27(d)(1) and (d)(2)(A) because, excluding the parts of the document exempted by Fed. R. App. P. 32(f), the document contains 155 words.
2. The document complies with the typeface requirements of Fed. R. App. P. 32(a)(5) and the type-style requirements of Fed. R. App. P. 32(a)(6) because the document was prepared in a proportionally spaced typeface using Microsoft Word 2013 in Times New Roman 14-point font.

*/s/Michelle Windmueller*  
MICHELLE WINDMUELLER  
February 17, 2017